



29 Section 1. Subsection (16) of section 215.985, Florida  
 30 Statutes, is amended to read:

31 215.985 Transparency in government spending.—

32 (16) The Chief Financial Officer shall establish and  
 33 maintain a secure contract tracking ~~provide public access to a~~  
 34 ~~state contract management~~ system available for viewing and  
 35 downloading by the public through a secure website. The Chief  
 36 Financial Officer shall use appropriate Internet security  
 37 measures to ensure that no person has the ability to alter or  
 38 modify records available on the website ~~that provides~~  
 39 ~~information and documentation relating to contracts procured by~~  
 40 ~~governmental entities.~~

41 (a) Within 30 calendar days after executing a contract,  
 42 each state agency shall post the following information relating  
 43 to the contract on the contract tracking system:

- 44 1. The names of the contracting entities.
- 45 2. The procurement method.
- 46 3. The contract beginning and ending dates.
- 47 4. The nature or type of the commodities or services  
 48 purchased.
- 49 5. Applicable contract unit prices and deliverables.
- 50 6. Total compensation to be paid or received under the  
 51 contract.
- 52 7. All payments made to the contractor to date.
- 53 8. Applicable contract performance measures.
- 54 9. Electronic copies of the contract that have been  
 55 redacted to exclude confidential or exempt information ~~The data~~  
 56 ~~collected in the system must include, but need not be limited~~

57 ~~to, the contracting agency; the procurement method; the contract~~  
 58 ~~beginning and ending dates; the type of commodity or service;~~  
 59 ~~the purpose of the commodity or service; the compensation to be~~  
 60 ~~paid; compliance information, such as performance metrics for~~  
 61 ~~the service or commodity; contract violations; the number of~~  
 62 ~~extensions or renewals; and the statutory authority for~~  
 63 ~~providing the service.~~

64 (b) Within 30 days after an amendment ~~a major change~~ to an  
 65 existing contract, ~~or the execution of a new contract,~~ agency  
 66 ~~procurement staff of the~~ state agency that is a party to the  
 67 contract must ~~affected state governmental entity shall~~ update  
 68 the ~~necessary~~ information described in paragraph (a) in the  
 69 state contract tracking management system. An amendment ~~A major~~  
 70 ~~change~~ to a contract includes, but is not limited to, a renewal,  
 71 termination, or extension of the contract or a modification of  
 72 ~~an amendment to the~~ terms of the contract.

73 (c) By January 1, 2014, each state agency shall post to  
 74 the contract tracking system the information required in  
 75 paragraph (a) for each existing contract that was executed  
 76 before July 1, 2013.

77 (d)1. Records made available on the contract tracking  
 78 system may not reveal information made confidential or exempt by  
 79 law.

80 2. Each state agency that is a party to a contract must  
 81 redact confidential or exempt information from the contract  
 82 before posting an electronic copy on the contract tracking  
 83 system. If a state agency that is a party to the contract  
 84 becomes aware that an electronic copy of a contract has been

85 posted but has not been properly redacted, the state agency must  
 86 immediately notify the Chief Financial Officer and must  
 87 immediately remove the contract from the contract tracking  
 88 system. Within 7 business days, the state agency must post a  
 89 properly redacted copy of the contract on the contract tracking  
 90 system.

91 3.a. If a party to a contract, or an authorized  
 92 representative of a party to a contract, discovers that an  
 93 electronic copy of a contract has been posted to the contract  
 94 tracking system but has not been properly redacted, the party or  
 95 representative may request the state agency that is a party to  
 96 the contract to redact the confidential or exempt information.  
 97 Upon receipt of the request, the state agency shall redact the  
 98 confidential or exempt information.

99 b. A request to redact confidential or exempt information  
 100 must be made in writing and delivered by mail, facsimile,  
 101 electronic transmission, or in person to the state agency that  
 102 is a party to the contract. The request must identify the  
 103 specific document, the page numbers that include the  
 104 confidential or exempt information, the information that is  
 105 confidential or exempt, and the applicable statutory exemption.  
 106 A fee may not be charged for a redaction made pursuant to the  
 107 request.

108 4. The contract tracking system shall display a notice of  
 109 the right of an affected party to request redaction of  
 110 confidential or exempt information contained on the system.

111 5.a. The Chief Financial Officer, the Department of  
 112 Financial Services, or an officer, employee, or contractor

113 thereof, is not responsible for redacting confidential or exempt  
114 information from an electronic copy of a contract posted by  
115 another state agency on the system.

116 b. The Chief Financial Officer, the Department of  
117 Financial Services, or any officer, employee, or contractor  
118 thereof, is not liable for the failure of a state agency to  
119 redact the confidential or exempt information.

120 (e)1. The posting of information on the contract tracking  
121 system or the provision of contract information on a website for  
122 public viewing and downloading does not supersede the duty of a  
123 state agency to respond to a public records request or subpoena  
124 for the information.

125 2. A request for a copy of a contract or certified copy of  
126 a contract shall be made to the state agency that is party to  
127 the contract. The request may not be made to the Chief Financial  
128 Officer, the Department of Financial Services, or any officer,  
129 employee, or contractor thereof, unless the Chief Financial  
130 Officer or the department is a party to the contract.

131 3. A subpoena for a copy of a contract or certified copy  
132 of a contract must be served on the state agency that is a party  
133 to the contract and that maintains the original documents. The  
134 Chief Financial Officer, the Department of Financial Services,  
135 or any officer, employee, or contractor thereof, may not be  
136 served a subpoena for those records unless the Chief Financial  
137 Officer or the department is a party to the contract.

138 (f) The Chief Financial Officer may adopt rules to  
139 administer this subsection.

140 (g) For purposes of this subsection, the term "state

PCB GOAS 13-03

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141 agency" means a state agency as defined in s. 216.011, excluding  
 142 the judicial branch, the Department of Legal Affairs, the  
 143 Department of Agriculture and Consumer Services, and the  
 144 Department of Financial Services. However, the judicial branch,  
 145 the Department of Legal Affairs, the Department of Agriculture  
 146 and Consumer Services, and the Department of Financial Services  
 147 may elect to comply with the provisions of this subsection in  
 148 whole or in part.

149 Section 2. This act shall take effect July 1, 2013.